



EX PARTE OR LATE FILED

Crosnan Q. O'Connell
Director - Federal Relations

November 8, 1994

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

Mr. Peyton Wynns
Chief, Industry Analysis Division
Federal Communications Commission
1250 23rd Street, NW
Plaza Level
Washington, DC 20554

DOCKET FILE COPY ORIGINAL

92-237

Re: **Ex Parte Statement**
Docket No. DA 94-102

Dear Mr. Wynns:

In reference to the 708 NPA relief plan in Illinois, attached please find a copy of the proposed Stipulation and Agreement of the Parties as drafted by the Illinois Commerce Commission (ICC) and distributed to all concerned parties in this case on November 2, 1994.

On November 3, the draft stipulation was entered on the record at the ICC. Ameritech-IL supports this stipulation based upon the continuous industry discussions throughout the past few weeks. However, the ICC has determined that further testimony is required from the industry regarding the proposed stipulation. Therefore, the ICC has set the following scheduled for testimony and the next round of hearings on the 708 NPA relief plan.

- 11/10/94 Industry testimony referencing the attached stipulation will be distributed to all parties
- 11/15/94 Next hearing date at which time stipulation will be presented and witnesses will be cross-examined with regards to the details of the stipulation
- 12/94 Expected Order from the ICC

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Mr. Peyton Wynns
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Ameritech-IL continues to work with the industry and the ICC to develop a 708 NPA relief plan that meets the needs of the entire industry. As that process continues in Illinois, Ameritech will keep the FCC informed on the status of the hearings. However, should you have any further questions in the meantime, please contact me.

Sincerely,

A handwritten signature in cursive script, reading "Aaron O'Connell". The signature is fluid and stylized, with a large initial 'A' and a long, sweeping underline.

Attachment

Draft as of
11/2/94

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

ILLINOIS BELL TELEPHONE COMPANY :
 : 94-0315
Petition for approval of NPA Relief Plan:
for 708 Area Code by establishing a 630 :
Area Code. :

STIPULATION AND AGREEMENT OF THE PARTIES

In light of the discussions held to date in the above-captioned proceeding, the undersigned parties hereby stipulate and agree to jointly recommend to the Illinois Commerce Commission as follows:

1. An all-service 630 overlay shall commence in both the 312 and 708 NPAs on January 7, 1995. Carriers can request that they be assigned NXXs within the 630 NPA for activation after that date. The dialing plan for 630 NXXs shall be 7 digits for calls within the home NPA (630) and 11 digits for calls to all other NPAs until mandatory 11 digit dialing is implemented pursuant to Paragraph 9, *infra*;
2. Cellular One shall voluntarily return six 708 NXX codes by March 31, 1995;
3. Ameritech Cellular shall voluntarily return one 708 NXX code by March 31, 1995;
4. Ameritech shall voluntarily return 708-248 and replace it with 630-248, no later than May 1, 1995;
5. NXX codes, including Type 1 service, in the 312 NPA shall be used in lieu of 708 NXX codes for assignment to wireless carriers as suburban rated NXX codes (i.e., the 312 numbers will be rated within the 708 geographic area). No additional suburban-rated 312 NXX codes shall be activated after August, 1995;
6. Ameritech's need for new NXX codes within the 708 NPA geographic area shall be met by the activation of 630 codes (a) beginning no later than September 1995 where reasonable and (b) after January 1, 1996 in all instances;
7. Permissive 11 digit dialing shall be universally available in the 708 and 630 NPAs by January 1, 1996;

8. Permissive 11 digit dialing shall be universally available in the 312 NPA by July 1, 1996. Ameritech will make every effort to accomplish permissive dialing as soon as possible;
9. Mandatory 11 digit dialing shall begin in the 708 and 630 NPAs 90 days after permissive 11 digit dialing begins in the 312 NPA. Mandatory 11 digit dialing for the 312 NPA shall be evaluated on an as needed basis;
10. No forced give backs of assigned NXX codes shall be required;
11. Ameritech shall evaluate its use of certain existing 708 NXX codes (e.g., codes with low utilization levels or codes assigned to specific services) to determine the extent to which they can be used more efficiently;
12. Assignment of 312 NXX codes for purposes of meeting the need for new NXXs in the 312 NPA geographic area shall be made on a first come, first served basis as it is done today;
13. Ameritech shall submit monthly reports to the Commission Staff, and all parties, which shall include the following information:
 - a. The number of NXX codes available for assignment within the 708, 312, and 630 NPAs;
 - b. The number of NXX codes activated within the prior month in the 708, 312, and 630 NPAs;
 - c. Any known changes in either projected demand for NXX codes or supply of NXX codes within the 708, 312, and 630 NPAs; and
 - d. The status of Ameritech system changes (e.g., Operating Support System rewriting and switch translations) and anticipated completion dates;
14. The reporting requirements for each NPA shall terminate upon the implementation of mandatory 11 digit dialing within that NPA or when that NPA is exhausted, whichever is earlier;
15. The Code Administrator shall assign the remaining 708 NXX codes on a first come, first served basis in accordance with this Stipulation and Agreement and consistent with ICCF guidelines except that no eligible carrier shall be assigned more than 10 codes cumulatively from the remaining codes unless such carrier can demonstrate, on a case-by-case basis, extraordinary need for a 708 code which cannot be met by the assignment of a 630 code. Furthermore:

- a) All carriers agree to utilize assigned 708 NXXs efficiently;
- b) A Code Management Work Group shall be established (consisting of all parties who are signatories or agree to be bound by said Stipulation and Agreement) to evaluate all extraordinary 708 code requests in excess of a cumulative total of 10 and shall consider the primary interests of needed conservation of NXX codes and competitive parity.

16. The terms of the STIPULATION AND AGREEMENT have resulted from extensive negotiations among the parties. It is not intended to represent any parties' position or any individual issue but rather it should be viewed as the composite industry position. This STIPULATION AND AGREEMENT is presented to the Illinois Commerce Commission for adoption in its entirety. If ~~not~~ adopted in its entirety, this STIPULATION AND AGREEMENT shall be void and no party shall be bound by any of the agreements or provisions hereof.

IN WITNESS WHEREOF, the parties have signed this STIPULATION
AND AGREEMENT OF PARTIES by their respective attorneys.

AMERITECH ILLINOIS (aka Illinois Bell)

By: _____

Date _____

AMERITECH MOBILE COMMUNICATIONS, INC.

By: _____

Date _____

AT&T COMMUNICATIONS OF ILLINOIS

By: _____

Date _____

CENTRAL TELEPHONE COMPANY OF ILLINOIS

By: _____

Date _____

The STAFF OF THE ILLINOIS COMMERCE COMMISSION

By: _____

Date _____

PAGEMART, INC.

By: _____

Date _____

PAGING NETWORK, INC.

By: _____

Date _____

SOUTHWESTERN BELL MOBILE SYSTEMS, INC., d/b/a Cellular One--Chicago

By: _____

Date _____

THE CITY OF CHICAGO

By: _____

Date _____

The undersigned parties who are not signatories to the foregoing STIPULATION AND AGREEMENT, in recognition of the provisions contained therein with respect to prospective management and assignment of the remaining 708 NXX codes, agree not to oppose or otherwise object to entry by the Illinois Commerce Commission of an Order in Docket 94-0315 consistent with said STIPULATION AND AGREEMENT and to similarly abide by the terms of the STIPULATION AND AGREEMENT.

MFS INTELENET, INC.

By: _____

Date _____

TELEPORT COMMUNICATIONS GROUP, INC.

By: _____

Date _____

MCI TELECOMMUNICATIONS CORPORATION

By: _____

Date _____